



General Assembly

Substitute Bill No. 236

February Session, 2012

* ____SB00236APP__041612__ *

**AN ACT CONCERNING REIMBURSEMENT OF EMERGENCY ROOM
PHYSICIANS FOR TREATMENT OF MEDICAID RECIPIENTS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (d) of section 17b-239 of the 2012 supplement
2 to the general statutes is repealed and the following is substituted in
3 lieu thereof (*Effective July 1, 2012*):

4 (d) The state shall also pay to such hospitals for each outpatient
5 clinic and emergency room visit a reasonable rate to be established
6 annually by the commissioner for each hospital, such rate to be
7 determined by the reasonable cost of such services. The Commissioner
8 of Social Services shall set and pay a separate and distinct rate for an
9 emergency room physician who (1) provides professional services to a
10 Medicaid beneficiary in the emergency room of a hospital, including
11 services provided on the same day the beneficiary is admitted to the
12 hospital, and (2) is not compensated by the hospital, either through a
13 salary or a percentage of fees, to provide such services in the hospital.
14 The rate paid by the commissioner for the emergency room physician's
15 professional services shall be paid separately from the rate paid to
16 such hospital for the emergency room visit. The emergency room visit
17 rates in effect June 30, 1991, shall remain in effect through June 30,
18 1993, except those which would have been decreased effective July 1,
19 1991, or July 1, 1992, shall be decreased. Nothing contained herein shall

20 authorize a payment by the state for such services to any hospital in
 21 excess of the charges made by such hospital for comparable services to
 22 the general public. For those outpatient hospital services paid on the
 23 basis of a ratio of cost to charges, the ratios in effect June 30, 1991, shall
 24 be reduced effective July 1, 1991, by the most recent annual increase in
 25 the consumer price index for medical care. For those outpatient
 26 hospital services paid on the basis of a ratio of cost to charges, the
 27 ratios computed to be effective July 1, 1994, shall be reduced by the
 28 most recent annual increase in the consumer price index for medical
 29 care. The emergency room visit rates in effect June 30, 1994, shall
 30 remain in effect through December 31, 1994. The Commissioner of
 31 Social Services shall establish a fee schedule for outpatient hospital
 32 services to be effective on and after January 1, 1995, and may annually
 33 modify such fee schedule if such modification is needed to ensure that
 34 the conversion to an administrative services organization is cost
 35 neutral to hospitals in the aggregate and ensures patient access.
 36 Utilization shall not be a factor in determining cost neutrality. Except
 37 with respect to the rate periods beginning July 1, 1999, and July 1, 2000,
 38 such fee schedule shall be adjusted annually beginning July 1, 1996, to
 39 reflect necessary increases in the cost of services. Notwithstanding the
 40 provisions of this subsection, the fee schedule for the rate period
 41 beginning July 1, 2000, shall be increased by ten and one-half per cent,
 42 effective June 1, 2001. Notwithstanding the provisions of this
 43 subsection, outpatient rates in effect as of June 30, 2003, shall remain in
 44 effect through June 30, 2005. Effective July 1, 2006, subject to available
 45 appropriations, the commissioner shall increase outpatient service fees
 46 for services that may include clinic, emergency room, magnetic
 47 resonance imaging, and computerized axial tomography.

This act shall take effect as follows and shall amend the following sections:

Section 1	July 1, 2012	17b-239(d)
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HS *Joint Favorable Subst.*

APP *Joint Favorable*